

23 AUG 2001

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN RE/ THE APPLICATION OF

Lucidarme et al.

**SERIAL NO.: 09/868,470**

**FILED: June 15, 2001**

FOR: MOBILE COMMUNICATIONS SYSTEM AND  
METHOD OF OPERATING THE SAME  
HAVING COMPRESSED MODE OPERATION

**ATTN:** Application Branch

Docket No.: 522-1746

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner for Patents, United States Patent and Trademark Office, Washington DC 20231, Box Missing Parts, on August 21, 2001.

Name of person signing: Kathy Kurek  
Signature \_\_\_\_\_

## SUBMISSION OF DECLARATION

Honorable Commissioner of Patents  
United States Patent and Trademark Office  
Washington DC 20231

Dear Sir:

In response to the Notice to File Missing Parts of Nonprovisional Application, issued July 24, 2001, submitted herewith is a declaration, signed by the inventor(s). Therefore, the requirement of the Patent and Trademark Office for a declaration has been met.

In accordance with the provisions of the rules of the Patent and Trademark Office, the required surcharge of \$130.00 is appended hereto.

August 20, 2001

Respectfully submitted,

08/28/2001 LLANDGRA 00000006 09868470

01 FC:154

130.00 OP

William M. Lee, Jr.  
Registration No. 26,935  
Lee, Mann, Smith et al.  
PO Box 2786  
Chicago IL 60690-2786  
(312) 368-6620  
(312) 368-0034 (fax)

522-1746  
PIPE 10 REGS FILIPPO 23 AUG 2001  
UNITED STATES PATENT AND TRADEMARK OFFICE

AUG 23 2001

Commissioner for Patents, Box PCT  
United States Patent and Trademark Office  
Washington, D.C. 20231  
www.uspto.gov

U.S. APPLICATION NO.

09/868470

FIRST NAMED APPLICANT

LUCIDARME

ATTY. DOCKET NO.

T 522-1746

INTERNATIONAL APPLICATION NO.

PCT/EP99/09649

I.A. FILING DATE

08 DEC 99

PRIORITY DATE

18 DEC 98

24 JUL 2001

DATE MAILED:

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as ☐ a Designated Office (37 CFR 1.494) ☒ an Elected Office (37 CFR 1.495):

- ☒ U.S. Basic National Fee. ☐ Indication of Small Entity Status.  
☒ Copy of the international application. ☐ Translation of the international application into English.  
☐ Oath or Declaration of inventors(s). ☐ Translation of Article 19 amendments into English.  
☐ Copy of Article 19 amendments. ☒ Other: 2-IB-306, ISA/210, PREL. AMENDMENT  
☒ Priority Document.  
☒ The International Preliminary Examination Report in English and its Annexes, if any.  
☒ Translation of Annexes to the International Preliminary Examination Report into English.

2. ☐ Applicant has requested early processing under 35 U.S.C. 371(f) but has not filed the following indicated items and/or the indicated items in paragraph 3 below. The Basic National Fee and the copy of the international application must be filed prior to 20 or 30 months from the priority date to avoid abandonment.

- ☐ U.S. Basic National Fee. ☐ Copy of the international application.

3. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- ☐ a. Translation of the application into English. A processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.  
☐ The current translation is ☐ for the reasons indicated on the attached Notice of Defective Translation.  
☐ b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).  
☒ c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), properly identifying the application (preferably by the International application number and international filing date). surcharge will be required if submitted later than the appropriate 20 or 30 months from the priority date.  
☐ The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.  
☒ d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).

4. Additional claim fees of \$\_\_\_\_\_ as a ☐ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due (37 CFR 1.492(g)). See attached PTO-875.

5. ☐ Applicant has not submitted the required sequence listing pursuant to 37 CFR 1.821-1.825. See attached PCT/DO/EO/920.

**ALL OF THE ITEMS SET FORTH IN 3(a)-3(d), 4 AND 5 ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 22 OR 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

6. If box 3a or 3c is checked, a translation of the Annexes **MUST** be submitted no later than the time period set above or the Annexes will be cancelled. A processing fee will be required if submitted later than 20 or 30 months from the priority date.

7. ☐ The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 1.494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

***A copy of this notice MUST be returned with this response.***

Enclosed: ☐ PCT/DO/EO/917☐ Notice of Defective Translation☐ PTO-875☐ PCT/DO/EO/920

Christine S. Washington

FORM PCT/DO/EO/905 (March 2001)

Telephone: 703-305-3752

RECEIVED  
JUL 30 2001LEE, MANN, SMITH,  
MCWILLIAMS, SWEENEY & OHLSODocketed  
MMP  
9/24/2001